

Image



1634

PATENT

Case Docket No. TOYAM67.001AUS  
Date: February 11, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Matsumoto  
Appl. No. : 09/771,439  
Filed : January 26, 2001  
For : METHOD FOR SEPARATING  
AND COLLECTING NUCLEIC  
ACIDS  
Examiner : Zitomer, Stephanie W.  
Group Art Unit : 1634

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

February 12, 2004

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

( X ) An Information Disclosure Statement.  
( X ) A PTO Form 1449 with ten (10) references.  
( X ) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.  
( X ) Return prepaid postcard.

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D.  
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(949) 760-0404



## INFORMATION DISCLOSURE STATEMENT

Applicant : Matsumoto  
 App. No. : 09/771,439  
 Filed : January 26, 2001  
 For : METHOD FOR SEPARATING AND  
COLLECTING NUCLEIC ACIDS  
 Examiner : Zitomer, Stephanie W.  
 Group Art Unit : 1634

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing 10 references that are also enclosed.

This Information Disclosure Statement is being filed before the mailing date of a final action under 37 C.F.R. § 1.113 and before the mailing date of a Notice of Allowance under § 1.311. A certification under 37 C.F.R. § 1.97(e) is set forth below. Thus, no fee is required as set forth in 37 C.F.R. § 1.97(c).

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(1)

I hereby certify that each item of information contained in this Statement was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

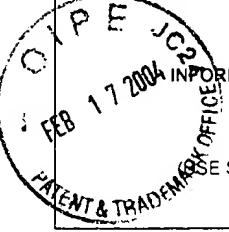
Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

By: Che S. Chereskin

Dated: Feb. 12, 2004

Che Swyden Chereskin, Ph.D.  
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 FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (USE SEVERAL SHEETS IF NECESSARY)	ATTY. DOCKET NO. TOYAM67.001A85	APPLICATION NO. 09/771,439
	APPLICANT Matsumoto	
	FILING DATE January 26, 2001	GROUP 1634

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
		5,610,287	03/11/97	Nikiforov, et al.			
		5,760,130	06/02/98	Johnston, et al.			

FOREIGN PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES
		WO 99/20640	04/29/99	WIPO			
		EP 0 533 952 A1	03/31/93	Europe			
		EP 0 710 666 A1	05/08/96	Europe			
		EP 0 747 703 A2	12/11/96	Europe			

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
	Lamture, et al. "Direct Detection of Nucleic Acid Hybridization on the Surface of a Charge Coupled Device." <i>Nucleic Acids Research</i> , Vol. 22, No. 11, pp. 2121-2125, 1994.	
	Marshall, et al. "DNA Chips: An Array of Possibilities," <i>Nature Biotechnology</i> , Vol. 16, pp. 27-31, January, 1998.	
	Ramsay, "DNA Chips: State-of-the-Art," <i>Nature Biotechnology</i> , Vol. 16 pp. 40-44, January, 1998.	
	European Search Report completed on December 15, 2003, and issued to a related foreign application	

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EXAMINER	DATE CONSIDERED
<b>*EXAMINER:</b> INITIAL IF CITATION CONSIDERED. WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	